

ORDER OF THE TRAVIS COUNTY COMMISSIONERS COURT

WHEREAS, Travis County and the City of Austin, in fulfillment of the requirements of Chapter 242, Local Government Code, relating to the joint regulation of subdivisions in the city's extraterritorial jurisdiction (ETJ), adopted into their respective codes Title 30, Austin/Travis County Code relating to plats, subdivision construction plans, and subdivision of land in the ETJ, which took effect on December 22, 2003; and

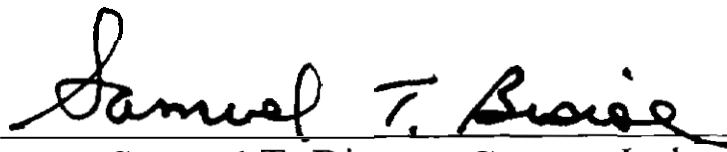
WHEREAS, Travis County and the City of Austin now desire to amend certain provisions of Title 30 relating to the public notification requirements **by** adopting the attached Section 30-1-151, Section 30-1-152, Section 30-1-153, and Section 30-1-154; and


WHEREAS, newspaper notice was published of the proposed amendments to Title 30 of the Travis County Code on July 6, July 20 and August 3, 2008, as required by law;

NOW, THEREFORE, in continued fulfillment of the requirements of Chapter 242, Local Government Code, the Travis County Commissioners Court by this order hereby adopts Section 30-1-151, Section 30-1-152, Section 30-1-153, and Section 30-1-154 of Title 30 of the Travis County Code that are attached hereto. These amendments shall take effect on the effective date specified in a City of Austin ordinance enacting these amendments.

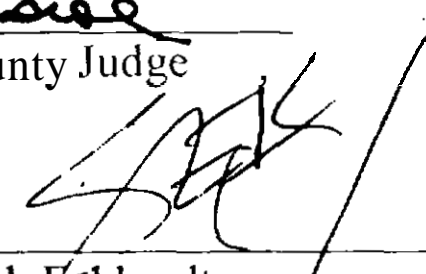
ORDERED the 12th day of August 2008.

TRAVIS COUNTY COMMISSIONERS COURT



Samuel T. Biscoe, County Judge



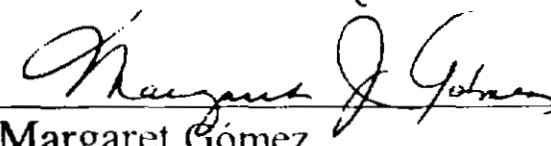
Ron Biscoe, Precinct
Commissioner, Precinct One



Sarah Eckhardt
Commissioner, Precinct Two



Gerald Daugherty
Commissioner, Precinct Three



Margaret Gómez
Comniissioner, Precinct Four

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2008 AUG 15 AM 11:37
CLERK OF COUNTY CLERK

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ORDER OF THE TRAVIS COUNTY COMMISSIONERS COURT

WHEREAS. Travis County and the City of Austin, in fulfillment of the requirements of Chapter 242, Local Government Code, relating to the joint regulation of subdivisions in the city's extraterritorial jurisdiction (ETJ), adopted into their respective codes Title 30, Austin/Travis County Code relating to plats. subdivision construction plans, and subdivision of land in the ETJ, which took effect on December 22, 2003; and

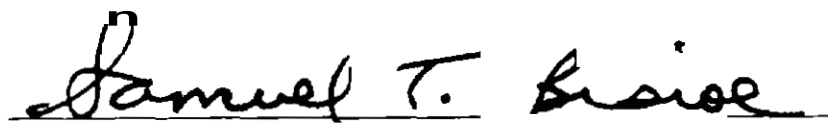
WHEREAS, Travis County and the City of Austin now desire to amend certain provisions of Title 30 relating to the way the Critical Water Quality Zone is measured and create an additional buffer area along the Colorado River by adopting the attached Section 30-5-92; and

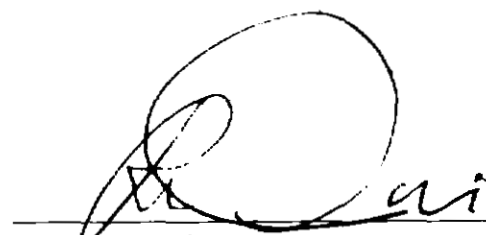
WHEREAS, newspaper notice was published of the proposed amendment to Title 30 of the Travis County Code on July 6, July 20 and August 3, 2008, ~~as~~ required by law;

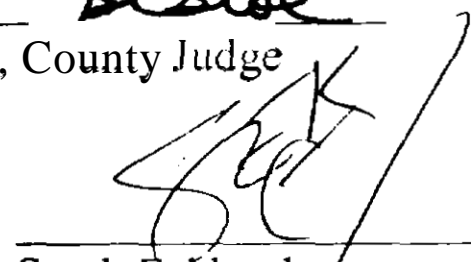
NOW, THEREFORE, in continued fulfillment **of** the requirements of Chapter 242, Local Government Code, the Travis County Commissioners Court by this order hereby adopts Section 30-5-92 of Title 30 of the Travis County Code attached hereto. This order shall take effect immediately.

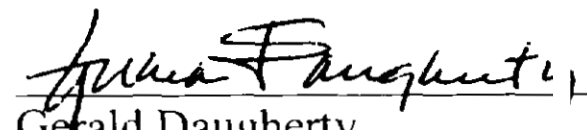
ORDERED the 12th day of August 2008.

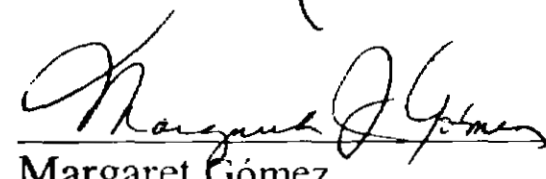
TRAVIS COUNTY COMMISSIONERS COURT


Samuel T. Biscoe, County Judge


Ron Davis
Commissioner, Precinct One


Sarah Eckhardt
Commissioner, Precinct Two


Gerald Daugherty
Commissioner, Precinct Three


Margaret Gómez
Commissioner, Precinct Four

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2008 AUG 15 AM 11:38
CLERK OF COUNTY CLERK'S OFFICE

Public Notification

ARTICLE 7. INTERESTED PARTIES AND NOTICE.

§ 30-1-151 APPLICABILITY.

This article applies to an application to be considered by a city board or commission or the city council.

Source: City/County subdivision agreement.

§ 30-1-152 INTERESTED PARTIES.

(A) An interested party is a person who has an interest in a matter that is the subject of a public hearing or administrative decision. **A** person has an interest if the person:

(1) is the applicant or the record owner of property that is the subject of a public hearing or administrative decision; or

(2) communicates an interest in a matter; and

(a) utility service addresses located within 500 feet of the site of the proposed development, as shown in the City utility records as of the date of the filing of the application;

~~occupies a primary residence that is within 500 feet of the site of the proposed development;~~

(b) is the record owner of property within 500 feet of the site of the proposed development; or

(c) is an officer of an environmental or neighborhood organization that has an interest in the site of the proposed development or whose declared boundaries are within 500 feet of the site of the proposed development.

(B) A person communicates an interest in a matter that is the subject of a public hearing by:

(1) delivering a written statement that generally identifies the issues of concern to the body conducting the hearing, either before or during the public hearing; or

(2) appearing and speaking for the record at the public hearing.

(C) A person communicates an interest in a matter that is the subject of an administrative decision by delivering a written statement to

the single office or by making telephone contact with the single office. The communication must:

- (1) generally identify the issues of concern;
- (2) include the person's name, telephone phone number, and mailing address;
- (3) be delivered before the earliest date on which action on the application may occur; and
- (4) if the communication is by telephone, be confirmed in writing not later than seven days after the earliest date on which action on the application may occur.

Source: City Code Section 25-1-131.

§ 30-1-153 NOTICE OF PUBLIC HEARING.

(A) For a notice required to be given under this subsection, the single office shall give notice of a public hearing before a board or commission by mailing notice not later than the 11th day before the date of the hearing to:

- (1) the applicant;
- (2) utility service addresses located within 500 feet of the site of the proposed development, as shown in the City utility records as of the date of the filing of the application;
- (3) a notice owner of property located within 500 ~~300~~ feet of the subject property;
- (4) registered environmental or neighborhood organization whose declared boundaries are within 500 feet of the site of the proposed development; and
- (5) a party to an appeal.

(B) For a notice required to be given under this subsection, the single office shall give notice of a public hearing before the council by:

- (1) publishing notice not later than the 16th day before the date of the public hearing; and
- (2) mailing notice not later than the 16th day before the date of the hearing to:

- (a) the applicant;
 - (b) utility service addresses located within 500 feet of the site of the proposed development, as shown in the City utility records as of the date of the filing of the application;
 - (c) a notice owner of property located within 500 ~~300~~ feet of the subject property;
 - (d) a neighborhood organization; and
 - (e) a party to an appeal.
- (C) For a notice required to be given under this subsection. the single office shall give notice of a public hearing before a board or commission or the council by:
- (1) mailing notice to a neighborhood organization not later than the 11th day before the date of a hearing scheduled before a board or commission and not later than the 16th day before the date of a hearing scheduled before the council; and
 - (2) publishing notice not later than the 16th day before the date of a hearing before the council.
 - (3) posting a sign on the property stating the date and time of the public hearing
- (D) This subsection applies to public hearings on two or more matters related to the same property or development.
- (1) One notice may be provided if the hearings are scheduled:
 - (b) on the same date before the same body: or
 - (c) before two or more bodies not later than the 45th day after the date of a notice.
 - (2) The single office shall provide notice not later than the date the earliest notice is required.
- (E) Notice provided under this section must:
- (1) generally describe the subject matter of the public hearing;
 - (2) identify the applicant and the location of the subject property;

- (3) identify the body holding the public hearing and the date, time, and place of the public hearing;
- (4) if the decision of the body holding the public hearing may be appealed, describe the procedure and requirements for an appeal; and
- (5) include the address and telephone number of the office from which additional information may be obtained.

§ 30-1-154 NOTICE OF APPLICATIONS AND ADMINISTRATIVE DECISIONS.

- (A)** For notice required to be given under this subsection. the single office shall mail notice including a description of the project not later than the 14th day after the filing of an application to the:
- (1) applicant;
 - (2) utility service addresses located within 500 feet of the site of the proposed development, as shown in the City utility records as of the date of the filing of the application;
 - (3) notice owner of real property located within 500 ~~300~~ feet of the subject property; and
 - (4) neighborhood organization.

Colorado River Buffer

Section 30-5-92 (*Critical Water Quality Zones Established*) of the City Code is amended to add a new Subsection (C) to read as follows and reletter existing Subsection (C) as Subsection (D):

(C) Critical water quality zones are established along and parallel to the shorelines of the Colorado River downstream of Town Lake.

(1) The shoreline boundary of a critical water quality zone coincides with the river's ordinary high water mark, as defined by Code of Federal Regulations Title 33, Section 128.3 (*Definitions*).

(2) The inland boundary of a critical water quality zone coincides with the boundary of the 100-year floodplain as delineated by the Federal Emergency Management Agency, except that the width of the critical water quality zone, measured horizontally inland, is not less than 200 feet and not more than 400 feet.